

**Fire Safety Code Board
Of Appeal and Review
Hearing Minutes for January 22, 2009**

A subcommittee of the Rhode Island Fire Safety Code Board of Appeal & Review met at their headquarters located at 1 Regan Court, Varley Building #46, in Cranston, RI on Thursday, January 22, 2009 at 9:00 am. Present were Acting Chairman Newbrook and Commissioner Dias. Also present were Executive Director Thomas Coffey and Deputy Director Carol Marsella. The following cases were heard.

APPEAL #060848: Center for Behavioral Health RI, for the property located at 985 Plainfield Street in Johnston. DSFM James Moore appeared for the State Fire Marshal's office. The subcommittee will recommend that the Applicant be granted a structural variance for the measurement of the header of the cited stairs.

APPEAL #060810060758, 080018: Mr. Scott Tsagarakis, for the property located at 50 Campus Avenue, Kingston. DSFM Christopher Moore appeared for the State Fire Marshal's office. The subcommittee will recommend that the Applicant be granted a time variance to correct the outstanding deficiencies prior to the commencement of the 2009-2010 academic year.

APPEAL #060181: Mr. Scott Tsagarakis, for the property located at 29

Old North Road in Kingston. DSFM James Moore appeared for the State Fire Marshal's office. The subcommittee will recommend that the Applicant be granted dimensional variances based on structural hardship in the egress doorways and stairways as cited by the State Fire Marshal's office, directs the Applicant to conduct a fire drill within thirty days from the hearing date, and to work with the State Fire Marshal's office on further fire drills for this facility. The subcommittee will recommend to the full Board that the Applicant be directed to correct all remaining deficiencies prior to the commencement of the 2009-2010 academic year.

APPEAL #060870: Mr. Grayton White, for the property located at 4 Main Street, Adamsville. ADSFM Donald Medeiros appeared for the Little Compton Fire Marshal's office. The subcommittee will recommend that the Applicant be granted a variance on item #1 of the September 25, 2006 inspection report.

APPEAL #060579: 67 West Main Road, Little Compton. ADSFM Donald Medeiros appeared for the Little Compton Fire Marshal's office. The Applicant failed to appear. The subcommittee will recommend that the file be closed and the matter be turned over to the State Fire Marshal's office.

APPEAL #050605: Mr. Marshall Lundberg, for the property located at 278 East Main Road, Portsmouth. ADSFM Phillip Simmons appeared for the Portsmouth Fire Marshal's office. The subcommittee will

recommend that the Board approve the reduction in the occupancy of the assembly to 200 people, and notes that the Places of Worship have been provided a time variance until December 31, 2009 in which to comply. The subcommittee will recommend to the Board that the Portsmouth Fire Marshal's office be granted the authority to extend the above time line in this case for good faith efforts being shown by the Applicant.

APPEAL #050491: Mr. Henry Mello, for the property located at 444 Boyd's Lane, Portsmouth. ADSFM Phillip Simmons appeared for the Portsmouth Fire Marshal's office. The subcommittee will recommend that the Applicant install a local fire alarm system in this facility, at the direction, to the satisfaction and within a time table established by the Portsmouth Fire Marshal's office.

APPEAL #050924: Mathewson Street United Methodist Church, for the property located at 134 Mathewson Street in Providence. ADSFM Silva, Lutz and Fournier appeared for the Providence Fire Marshal's office. The subcommittee will recommend the following to the full Board: That the Applicant be allowed to open an emergency shelter at this location for overflow use, utilizing the second means of egress as an emergency means of egress for the shelter patrons. That the Applicant be allowed to maintain the current stove provided that they do not produce any grease laden vapors and that they provide "K" type fire extinguishers next to the stove. The Applicant is directed to return to the Board on May 19, 2009 with a plan of action for the

correction of the egress stairwell.

APPEAL #050286: Pastor Carl Balark, for the property located at 475 Cranston Street, Providence. ADSFM Timothy Lutz appeared for the Providence Fire Marshal's office. The subcommittee reaffirms that the Applicant currently has a time variance for Places of Worship and will maintain this as an open file in the event he needs to return for additional relief.

APPEAL #050883: Mr. Harrison Bilodeau, for the property located at 395 Benefit Street in Providence. ADSFM Richard Silva appeared for the Providence Fire Marshal's office. The subcommittee will recommend that the Applicant be allowed a variance in item #6 of the Marshal's October 21, 2005 inspection report, and a variance to maintain hinged bars on the cited basement windows, for security purposes.

APPEAL #050365 Governor House Condominiums, for the property located at 206D Governor Street/waterman Avenue in Providence. ADSFM Richard Silva appeared for the Providence Fire Marshal's office. The subcommittee will recommend that this facility be re-inspected by the Providence Fire Marshal's office within 180 days, and will recommend that the applicant be granted a time variance of one year in which to install a municipally connected fire alarm system, with additional time to be approved by the Providence Fire Marshal's office for good faith efforts shown by the Applicant. The

subcommittee will further recommend that this file remain open.

APPEAL #050876: Mr. Peter Gerry, for the property located at 80 Public Street in Providence. ADSFM Richard Silva appeared for the Providence Fire Marshal's office. The Applicant is directed to return with his plan of action for this facility on May 19, 2009.

APPEAL #050919: 181 Brook Street, Providence. ADSFM Richard Silva appeared for the Providence Fire Marshal's office. The Applicant failed to appear, and the subcommittee will recommend that this file be closed.

The above subcommittee recommendations will be presented to the full Board for a vote on January 27, 2009.

Respectfully submitted,

Carol Marsella

Deputy Director